UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK
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MERTON D. SIMPSON, et al.,

Plaintiffs-Class representatives, 04-cv-1182 (DNH)(DRH)

vs. **NOTICE OF MOTION**

NEW YORK STATE DEPARTMENT OF
CIVIL SERVICE, et al.,

Defendants.
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PLEASE TAKE NOTICE that on February 25, 2011, the plaintiffs shall move this Honorable Court at 10:00 A.M. at the United States Courthouse, 445 Broadway, Albany New York at 10:00 A.M. for an order approving the prompt mailing of the enclosed letter to class members, scheduling a deadline for class members to opt out of April 1, 2011 and a fairness hearing on the proposed Settlement Agreement for April 15, 2011 at 10:00 A.M. in the forenoon at the United States Courthouse in Albany, New York.

Respectfully submitted,

MICHAEL H. SUSSMAN [103324]
SUSSMAN & WATKINS
PO BOX 1005
GOSHEN, NEW YORK 10924
(845)-294-3991
COUNSEL FOR PLAINTIFFS

To: Steven Kerwin, Esq.
Counsel for Defendants